

To: CN=David Powers/OU=R10/O=USEPA/C=US@EPA[]
Cc: CN=Jayne Carlin/OU=R10/O=USEPA/C=US@EPA[]
From: CN=Jennifer Wu/OU=R10/O=USEPA/C=US
Sent: Tue 4/24/2012 8:39:57 PM
Subject: Re: Fw: Draft NWEA response letter
allison.castellan@noaa.gov
<http://coastalmanagement.noaa.gov>

I'll talk with Jayne and we'll figure out which of us will coordinate comments. (I figure it'll be Jayne since she's coordinating the CZARA program in OR.) Thanks, Dave. I'll add my comments, too.

Jenny Wu
 U.S. EPA Region 10
 Watershed Unit
 1200 6th Avenue, Suite 900 (OWW-134)
 Seattle, WA 98101
 206-553-6328 (phone)
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<http://www.epa.gov/r10earth/tmdl.htm>

From: David Powers/R10/USEPA/US
To: Jennifer Wu/R10/USEPA/US@EPA, Jayne Carlin/R10/USEPA/US@EPA, David Croxton/R10/USEPA/US@EPA, Alan Henning/R10/USEPA/US@EPA, Ankur Tohan/R10/USEPA/US@EPA, Don Waye/DC/USEPA/US@EPA
Cc: Mike Bussell/R10/USEPA/US@EPA
Date: 04/24/2012 12:55 PM
Subject: Fw: Draft NWEA response letter

Attached is a draft of the letter that Allison Castellan drafted in response to NWEA's recent letter to John King and Mike Bussell (NWEA ltr. also attached). The plan is for EPA to provide input to NOAA so they can finalize and sign the letter. After signing NOAA will mail to EPA so Mike can sign and EPA will mail the jointly signed letter to Nina. Can Jenny and Jayne consolidate EPA input and send it to Allison after sharing and reconciling the final input with the above addressees?

The letter is short so I've also inserted the text below with my minor suggested edits (highlight and strikethrough). I think its about the right level of detail.

I wondered whether we should mention that DEQ is on track with development of management measures for new developments and OSDS (at least I think they still are)...while these two areas aren't expressly addressed in the settlement agreement they do need to be addressed for EPA & NOAA to make a proposed and final decision on the CNPCP (which are the ultimate settlement actions) and it demonstrates that DEQ isn't slipping on all fronts.

I also note that Allison's response focuses on the remaining CNPCP conditions. Ex. 5 - Attorney Client b

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Dear Ms. Bell,

Thank you for your April 3, 2012 letter expressing the Northwest Environmental Advocates' concerns about the Oregon Department of Environmental Quality (DEQ) not honoring settlement commitments for the Oregon Coastal Nonpoint Pollution Control Program. Working with Oregon to achieve full approval of its Coastal Nonpoint Pollution Control Program is a priority for NOAA and EPA. While NOAA and EPA recognize that the new implementation-ready TMDL effort is a new and complicated undertaking, and it will take time to develop, and interim milestones may need to be adjusted as the process unfolds., However, we have also expressed our concern to DEQ about the slipping deadlines. Both agencies will continue to work closely with DEQ to move its implementation-ready TMDL effort forward expeditiously so that this approach will and to enable the state to meet several of the remaining conditions on its Coastal Nonpoint Pollution Control Program.

Sincerely,

John King, Acting Deputy Director
Office of Ocean and Coastal Resource
Management
National Oceanic and Atmospheric
Administration

Michael Bussell, Director
Office of Water and Watersheds
Environmental Protection Agency,
Region 10

cc: Dick Pederson, Director DEQ
Bill Blosser, Chair, EQC
Greg Aldrickh, Water Quality Division Administrator DEQ
Gene Foster, TMDL Program DEQ
Patty Snow, Program Manager, Coastal Management Program, DLCD
David Powers, EPA R10
Don Waye, EPA HQ
Allison Castellan, NOAA

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----- Forwarded by David Powers/R10/USEPA/US on 04/24/2012 11:24 AM -----

From: Allison Castellan <allison.castellan@noaa.gov>
To: Joelle Gore <Joelle.Gore@noaa.gov>, "Bill O'Beirne" <bill.obeirne@noaa.gov>, Jeff Dillen <jeff.dillen@noaa.gov>, Stephanie Campbell <Stephanie.Campbell@noaa.gov>, John King <John.King@noaa.gov>
Cc: David Powers/R10/USEPA/US@EPA
Date: 04/24/2012 09:24 AM
Subject: Draft NWEA response letter

All--

As follow up to our discussion last week about how to respond to NWEA's recent letter to John and EPA R10, I've developed the

attached draft joint response from NOAA and EPA. All comments are welcome. Dave Powers will work with EPA to review as well. When NOAA and EPA have settled on a final version, NOAA can sign and then send to the region for Mike Bussell's signature. I've also reattached the original letter for background.

Allison

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[attachment "NWEA Letter NOAA EPA Response_DRAFT 042412.docx" deleted by Jennifer Wu/R10/USEPA/US] [attachment "NWEA Letter to Agencies 040312.pdf" deleted by Jennifer Wu/R10/USEPA/US]